

ENVIRONMENTAL PROTECTION AGENCY**40 CFR Part 52**

[AL-045-1 9804b; FRL-5946-6]

Approval and Promulgation of Implementation Plans Alabama: Revisions to Several Chapters of the Alabama Department of Environmental Management (ADEM) Administrative Code for the Air Pollution Control Program**AGENCY:** Environmental Protection Agency (EPA).**ACTION:** Proposed rule.

SUMMARY: The EPA proposes to approve the State implementation plan (SIP) revision submitted by the State of Alabama through the Department of Environmental Management on August 28, 1997, the State of Alabama through the Department of Environmental Management (ADEM) submitted a SIP submittal to revise the ADEM Administrative Code for the Air Pollution Control Program. Revisions were made to Chapters 335-3-1, 335-3-3 and 335-3-6. In the final rules section of this **Federal Register**, the EPA is approving the State of Alabama's SIP revision as a direct final rule without prior proposal because the Agency views this as a noncontroversial revision amendment and anticipates no adverse comments. A detailed rationale for the approval is set forth in the direct final rule. If no adverse comments are received in response to that direct final rule, no further activity is contemplated in relation to this proposed rule. If EPA receives adverse comments, the direct final rule will be withdrawn and all public comments received will be addressed in a subsequent final rule based on this proposed rule. The EPA will not institute a second comment period on this document. Any parties interested in commenting on this document should do so at this time.

DATES: To be considered, comments must be received by February 6, 1998.**ADDRESSES:** Written comments on this action should be addressed to Kimberly Bingham, at the EPA Regional Office listed below. Copies of the documents relative to this action are available for public inspection during normal business hours at the following locations. The interested persons wanting to examine these documents should make an appointment with the appropriate office at least 24 hours before the visiting day.

Air and Radiation Docket and Information Center (Air Docket 6102),

U.S. Environmental Protection Agency, 401 M Street, SW, Washington, DC 20460

U.S. Environmental Protection Agency, Atlanta Federal Center, Region 4, Air Planning Branch, 61 Forsyth Street, Atlanta, Georgia 30303-3104

FOR FURTHER INFORMATION CONTACT:

Kimberly Bingham of the EPA Region 4, Air Planning Branch at (404) 562-9038 and at the above address.

SUPPLEMENTARY INFORMATION: For additional information see the direct final rule which is published in the rules section of this **Federal Register**.

Dated: December 5, 1997.

A. Stan Meiburg,*Acting Regional Administrator.*

[FR Doc. 98-358 Filed 1-6-98; 8:45 am]

BILLING CODE 6560-50-P**ENVIRONMENTAL PROTECTION AGENCY****40 CFR Part 73**

[FRL-5947-4]

RIN 2060-AG86**Acid Rain Program: 1998 Reallocation of Allowances****AGENCY:** Environmental Protection Agency (EPA).**ACTION:** Proposed rule.

SUMMARY: Title IV of the Clean Air Act, as amended by Clean Air Act Amendments of 1990, ("the Act") authorizes the Environmental Protection Agency ("EPA" or "Agency") to establish the Acid Rain Program. The purpose of the Acid Rain Program is to significantly reduce emissions of sulfur dioxide and nitrogen oxides from utility electric generating plants in order to reduce the adverse health and ecological impacts of acidic deposition (or acid rain) resulting from such emissions. On March 23, 1993, ("1993 rule") the Agency promulgated final rules allocating allowances to utility units. That rule provided the methodology for revising allowances for utility units in 1998, based on statutory requirements. On December 27, 1996 ("1996 proposal"), the Agency proposed changes in unadjusted allowances for certain units. These changes were proposed in response to litigation over the Agency's interpretation of section 405(c) of the Act, to correct documented Agency errors in making the allocations, and to incorporate more recent information on whether or not certain new units met requirements pertaining to their construction or commencement

of commercial operation. Today's proposed rule addresses how the Agency will implement the revision methodology in the 1993 rule and incorporate changes in unadjusted allowances from the 1996 proposal.

DATES: Comments on the regulations proposed by this action must be received on or before March 9, 1998.*Public Hearing.* Anyone requesting a public hearing must contact the EPA no later than January 19, 1998. If a hearing is held it will take place January 21, 1998, beginning at 10:00 am.**ADDRESSES: Comments.** All written comments must be identified with the appropriate docket number (Docket No. A-97-23) and must be submitted in duplicate to EPA Air Docket Section (6102), Waterside Mall, Room M1500, 1st Floor, 401 M Street, SW, Washington DC 20460.*Docket.* Docket No. A-97-23, containing supporting information used to develop the proposal is available for public inspection and copying from 8:00 a.m. to 5:30 p.m., Monday through Friday, excluding legal holidays, at EPA's Air Docket Section at the above address. Information on the allowance revisions in the 1996 proposal, which are incorporated in this proposal, is in Docket No. A-95-56. Information concerning the original rules and some of the revisions proposed today is found in Docket Nos. A-91-36 (proposed National Allowance Data Base), A-92-06 (proposed allowance allocation rule), and A-92-07 (final National Allowance Data Base). A reasonable fee may be charged for copying.**FOR FURTHER INFORMATION CONTACT:** Kathy Barylski at (202) 564-9074 Acid Rain Division (6204J), U.S. Environmental Protection Agency, 401 M St., S.W., Washington, DC 20460; or the Acid Rain Hotline at (202) 564-9620. Electronic copies of this rulemaking and technical support documents can be accessed through the Acid Rain Division website at www.epa.gov/acidrain and the EPA's Technology Transfer Network (TTN) electronic bulletin board at (919) 541-5742.**SUPPLEMENTARY INFORMATION:**

- I. Affected Entities
- II. Background
- III. Part 73: Allowances
 - A. Method for Revision
 - B. Units under Section 405(i)(2)
 - C. Distribution of Proceeds from Annual Allowance Auction
 - D. Revision of the Repowering Reserve
 - E. Treatment of Allocations to Certain Units under Table B
 - F. Revised Tables